

11-28-01

A

11/26/01
J1041 U.S. PTO

PATENT

AT&T Docket No. 109610CON1

Express Mail Label No. EL762623733US

JC590 U.S. PTO
09/994200
11/26/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY APPLICATION AND APPLICATION FEE TRANSMITTAL (1.53(b))

COMMISSIONER OF PATENTS
Box Patent Application
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the patent application of

Named Inventor(s) and
Address(es):

John H. Norris, 164 Linden Avenue #8, Highlands, Monmouth County, New Jersey
07732 and Thomas Leonard Russell Jr., 33 Horseshoe Court, Colts Neck, Monmouth
County, New Jersey 07722.

For:

CALL WAITING FEATURE FOR A TELEPHONE LINE CONNECTED TO THE
INTERNET

Enclosed are:

[X] 14 page(s) of specification, 1 page(s) of Abstract, 6 page(s) of claims

[X] 8 sheets of drawing [X] formal [] informal

[X] 3 page(s) of Declaration and Power of Attorney

[] Unsigned

[] Newly Executed

[X] Copy from prior application

[] Deletion of inventors including Signed Statement under 37 C.F.R. § 1.63(d)(2)

[X] Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the combined declaration and power of attorney is supplied herein, is considered as being part of the disclosure of the accompanying application and is incorporated herein by reference.

[] Microfiche Computer Program (Appendix)

[] _____ page(s) of Sequence Listing

[] _____ computer readable disk containing Sequence Listing

The PTO did not receive the following
listed item(s) 1081 Care

- ☐ Statement under 37 C.F.R. § 1.821(f) that computer and paper copies of the Sequence Listing are the same
- ☐ Claim for Priority
- ☐ Certified copy of Priority Document(s)
- ☐ English translation documents
- ☒ Information Disclosure Statement (with accompanying Form PTO 1449)
- ☐ Copy of ____ cited references
- ☒ Copy of PTO-1449s filed in parent application serial No. 08/997,018.
- ☐ Preliminary Amendment
- ☒ Return receipt postcard (MPEP 503)
- ☒ Assignment Papers (assignment cover sheet and assignment documents)
- ☐ A check in the amount of \$40.00 for recording the Assignment.
- ☒ Assignment papers filed in parent application Serial No. 08/997,018, filed December 23, 1997.
- ☐ Certification of chain of title pursuant to 37 C.F.R. § 3.73(b).
- ☒ This is a ☒ continuation ☐ divisional ☐ continuation-in-part (C-I-P) of prior application serial no. 08/997,018, filed December 23, 1997.
- ☐ Cancel in this application original claims ____ of the parent application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
- ☒ A preliminary Amendment is enclosed. (Claims added by this Amendment have been properly numbered consecutively beginning with the number following the highest numbered original claim in the prior application).
- ☒ The status of the parent application is as follows:
- ☐ A Petition For Extension of Time and a Fee therefor has been or is being filed in the parent application to extend the term for action in the parent application until ____.
- ☐ A copy of the Petition for Extension of Time in the co-pending parent application is attached.
- ☒ The co-pending parent application has been allowed. Applicants are attending to payment of the issue fee. No Petition For Extension of Time and Fee therefor are necessary in the co-pending parent application.
- ☐ Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending has been granted a filing date, so as to make this application co-pending.
- ☐ Transfer the drawing(s) from the parent application to this application.

- ☒ Amend the specification by inserting before the first line the sentence:
This is a ☒ continuation ☐ divisional ☐ continuation-in-part of co-pending application Serial No. 08/997,018 filed December 23, 1997, which is a continuation-in-part of application Serial No. 08/562,678, filed November 27, 1995, now U.S. Patent No. 5,805,587.

I. CALCULATION OF APPLICATION FEE (For Other Than A Small Entity)

				Basic Fee	
	Number Filed		Number Extra	Rate	\$740.00
Total Claims	27	-20=	7	x\$18.00	\$126.00
Independent Claims	1	- 3=	0	x\$84.00	\$
Multiple Dependent Claims					
	<input type="checkbox"/> yes			Additional Fee =	\$280.00
	<input checked="" type="checkbox"/> no			Add'l Fee =	NONE \$


Total: \$ 866.00

- ☐ A statement claiming small entity status is attached or has been filed in the above-identified parent application and its benefit under 37 C.F.R. § 1.28(a) is hereby claimed. Reduced fees under 37 C.F.R. § 1.9(F) (50% of total) paid herewith \$ _____.
- ☒ A check in the amount of \$866.00 in payment of the application filing fees is attached.
- ☐ Charge Fee(s) to Deposit Account No. 13-4500. Order No. _____. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application, or credit any overpayment to Deposit Account No. 13-4500, Order No. 2455-4501US1. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

By:



Peter N. Fill
Registration No. 38,876

Dated: November 26, 2001

CORRESPONDENCE ADDRESS:

AT&T Corp.
P.O. Box 4110
Middletown, NJ 07748

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : John H. Norris and Thomas L. Russell, Jr.
SERIAL NO. : TBA
(Rule 53(b) Continuation of
Parent Serial No. 08/997,018) GROUP ART UNIT: TBA
FILED : Herewith EXAMINER: TBA
(Parent filed December 23, 1997)
FOR : **CALL WAITING FEATURE FOR A TELEPHONE LINE CONNECTED
TO THE INTERNET**



EXPRESS MAIL CERTIFICATE

Express Mail Label No. EL762623733US
Date of Deposit November 26, 2001


I hereby certify that the following attached paper(s) and/or fee

1. Utility Application and Application Fee Transmittal (1.53(b));
2. 14 pages of Specification, 6 pages of claims, 1 page of Abstract and 7 sheets of Drawings (Figs. 1-8);
3. Executed Declaration and Power of Attorney (copy from parent application);
4. A check in the amount of \$866.00;
5. Preliminary Amendment;
6. Submission of Information Disclosure Statement;
7. Copies of Four (4) Forms PTO-1449;
8. Return Receipt Postcard; and
9. Express Mail Certificate

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, BOX Patent Application, Washington, D.C. 20231.

Jesus R. Remedios

(Typed or printed name of person mailing
paper(s) and/or fee)



(Signature of person mailing
paper(s) and/or fee)

CORRESPONDENCE ADDRESS:

AT&T Corp.
P.O. Box 4110
Middletown, NJ 07748